

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State: Mississippi

The agency does not apply the trust provisions in any case in which the agency determines that such application would work an undue hardship.

The following criteria will be used to determine whether the agency will not count assets transferred because doing so would work an undue hardship:

Medicaid will not be denied to an individual under this provision if the individual would be forced to go without life sustaining services. Each case will be determined individually as the provision is geared toward financially and medically needy individuals with no possible means of recovering transferred assets.

Under the agency's undue hardship provisions, the agency exempts the funds in an irrevocable burial trust.

The maximum value of the exemption for an irrevocable burial trust is \$No maximum written into policy, as this has never been abused for irrevocable burial trusts; however, there is a \$3,000 limit on revocable burial.

TN No. <u>95-05</u>	Approval Date <u>4-13-95</u>	Effective Date <u>1/1/95</u>
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